

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Private Aided Colleges – Smt Devarasetty Adilakshumma Women's College, Proddatur, Kadapa District – Permission to sale of land to an extent of 11.00 acres from out of 18.18 acres – Revoke the kept in abeyance orders issued in G.O.Rt.No.891 Education, dated 10-09-2008 – Further orders – Issued.

HIGHER EDUCATION (CE.II-2) DEPARTMENT.

G.O.Rt.No. 581

Dated: 17-08-2011.
Read the following:-

1. G.O.Ms.No.257 Revenue (Endts) Dept., dated 16-03-1977.
2. Procs. Of the Commissioner, Endowments Dept., Hyderabad, D.Dis.No. C1/62254/76, dated 4-5-1977.
3. G.O.Ms.No.815 Education, dated 5-9-1979.
4. From the Commissioner of Collegiate Education, A.P., Hyderabad, Lr.Rc.No.617/Admn.IV-3/07, dated 25-4-2008.
5. G.O.Rt.No.463 Education, dated 27-5-2008.
6. Petition dated 28-08-2008, 5-6-2010 addressed to the Hon'ble Chief Minister.
7. G.O.Rt.No.891 H.E. (CE.II-2) Dept., dated 10-09-2008.
8. Representation from the President, Deverasetty Adilakshumma Women's College Committee, Proddatur addressed to the Hon'ble C.M., dt.19-12-2010 & 18-06-2011.
9. From the Collector, YSR Dist., Kadapa, Lr.No.E1/3155/2010, dated 06-10-2010.

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O R D E R :-

In G.O.Rt.No.463 Higher Education Dept., dated 27-5-2008, permission was accorded to the management of Devarasetty Adilakshumma Women's College, Proddatur, Kadapa District for sale of land to an extent of 11.00 acres out of 18.18 acres and to utilize the sale proceeds for developmental purposes viz (1) for renovation of the ground floor and construction of 1st floor in the existing old buildings (2) for payment of Corpus Fund for opening of M.Sc., MBA., and MCA., courses and (3) for purchase of Laboratory equipment to the PG. courses. The parcel of land measuring 11.00 acres which is permitted to be sold, shall be such that there is convenient access to the remaining land left over for the use of the MBA/MCA., P.G. (Science Courses) and Degree College.

2. An anonymous petitioner represented that the management is trying to sell the land as the value has gone up in the town, the students have no place to play games and therefore, the G.O., which permitted to sell the land may be rescinded. In G.O.Rt.No.891 Higher Education Department, dated 10-09-2008, orders were issued to keep in abeyance the permission to sell land until further orders.

3. Smt G.N.Sakunthala of Proddatur filed W.P.No.24471 of 2008 in the Hon'ble High Court, seeking directions to suspend the impugned the orders issued in G.O.Rt.No.463 Education, dated 27-5-2008. The Hon'ble High Court in its interim order dated 10-11-2008 in WPMP No.31927 of 2008 held that:-

**"There shall be interim suspension of G.O.Rt.No.463
H.E.(CEII-2) Dept., dated 27-05-2008, for a period of four
weeks.**

p.t.o.

4. In Memo., dated 21-11-2008, the Commissioner of Collegiate Education, A.P., Hyderabad was requested to file the counter affidavit on behalf of respondents in W.P.No.24471 of 2008. The counter affidavit filed by the Commissioner of Collegiate Education, A.P., Hyderabad.

5. Sri Mohan Rao and Dr.M.Naga Raj filed WVMP.No.4163 of 2008 in WPMP No.31927 of 2008 in W.P.No.24471 of 2008, seeking directions to vacate the interim orders passed in WPMP No.31927 of 2008 in W.P.No.24471 of 2008 dated 10-11-2008. The Hon'ble High Court in its order dated 1-4-2009 in WVMP No.4163 of 2008 in WPMP No.31927 of 2008 in W.P.No.24471 of 2008 held that:-

" While admitting the writ petition on 10-11-2008, an interim order suspending the G.O.Rt.No.463 H.E.(CE.II-2) Dept., dated 27-05-2008, was passed in WPMP No.31927 of 2008. Now, a vacate stay being WVMP No.4163 of 2008 is filed stating that the said G.O.Rt., which is under challenge, was already kept in abeyance on 10-09-2008.

Under those circumstances, I am of the opinion that there is no necessity of vacating the interim order passed on 10-11-2008 and therefore, the said interim order is made absolute. However, this will not preclude the Government from passing appropriate orders on any application filed by either of the parties".

6. The President, DAW College Committee, Proddatur, Kadapa District in his representation dated 26-10-2009 and 18-06-2011 has stated among other things that:-

- (i) The College Committee meeting was held to discuss the matter and to solve the problem of the building on 3-4-2007 and inspected the building condition and came to conclusion that the renovation of the building is only the alternative to overcome the problem.
- (ii) There is a need to get NAAC (National Assessment and Accreditation Council) recognition for aided colleges. Committee members felt not only infrastructure but also academic development is necessary. Hence members proposed that college should start P.G. Courses such as M.SC., MBA., MCA., to enable the women students to get Higher Education and good employment opportunities. For the developmental activities huge funds are necessary. As our college is not having financial resource to take up developmental activities and hence the committee felt only source to generate funds is to sell college excess land to acquire funds. In this regard resolution was passed in the Board and the same was submitted along with the proposals.
- (iii) Considering the above facts the DAW College Committee has requested the Government to vacate the abeyance order issued in G.O.Rt.No.891 Higher Education Dept., dated 10-09-2008 and accord permission to sell the land to enable them to develop the college which will be very useful to the rural women education.

7. The District Collector, YSR District, Kadapa in his letter 9th read above, has stated that the Tahsildar, Proddatur has reported that Sri Devarasetty Adilakshumma Women's Degree College is located in S.No.666 extent 0.47 acre, S.No.667-A extent 4.12 acres, S.No.667-B extent 0.03 acre and S.No.636 extent 13.56 acres (total 18.18 acres) of Proddatur village and Mandal. The lands originally belong to Sree Agasteswara Swamy Temple, Proddatur and the Executive Office of the said temple has registered the above lands in favour of Sree Devarasetty Adilakshumma Women's Degree College Committee for a consideration of Rs.10,000/- per acre vide Document No.2100/78 dated 27-04-1978. In terms of G.O.Ms.No.257 Revenue (Endowments-I) Department, dated 18-03-1977 the said land was sold to the DAW College Committee. The lands are under their possession and enjoyment. The above land is existing very adjacent to Proddatur town at eastern side of main road leading from Proddatur to Rajupalem near Government Polytechnic College. The basic value of S.Nos. 636, 666, 687-A and 687-B is Rs.2,00,000/- per acre and the basic value of the surrounding lands is ranging from Rs.2,00,000/- to Rs.5,15,000/- per acre as per the basic value register of the Sub-Registrar, Proddatur. The prevailing local market value is around Rs.40.00 lakhs per acre. The land in question is not a donated land, but purchased in the name of College Committee. The District Collector, Kadapa has therefore stated that on perusal of the reports of the Tahsildar, Proddatur, DAW College Committee, Proddatur and the E.E., Roads & Buildings, Proddatur he feels that the proposal of the management is reasonable and can be considered for acceptance and taking further action.

8. After careful examination of the entire matter on the orders of Hon'ble High Court dated 01-04-2009 in WVMP No.4163 in WPMP No.31927 of 2008 in W.P.No.24471 of 2008 and also the report of the District Collector, YSR District, Kadapa and the extant provisions of Section 53 – Chapter-X of the A.P. Education Act, 1982, it is observed that there is no other financial sources left with the Executive Committee of Devarasetty Adilakshumma Women's College, Proddatur, YSR District, Kadapa to take up the developmental activities in the college and hence a lenient view has been taken by the Government for consideration to vacate the kept in abeyance orders issued in G.O.Rt.No.891 Education, dated 10-09-2008 for enabling the college for providing best education to the rural women of the area. Accordingly, the Government hereby revoke the above said orders to that extent.

9. The Commissioner of Collegiate Education, A.P., Hyderabad, shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.G. GOPAL,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Commissioner of Collegiate Education, A.P., Hyderabad.

The District Collector, YSR District, Kadapa

The Secretary & Correspondent, DAW College, Proddatur, Kadapa District.

Copy to:

The Regional Joint Director of Collegiate Education, Kadapa.

P.S. to Dy.C.M.

P.S. to Spl. Secy. to C.M.

P.S. to Prl. Secy. (HE).

SF/SC.

// FORARDED :: BY ORDER //

SECTION OFFICER.